

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF PUERTO RICO**

**UNITED STATES OF AMERICA,  
Plaintiff,**

**v.**

**FUNDS IN THE AMOUNT OF  
\$53,082,824.19.00 IN U.S.  
CURRENCY, CONTAINED IN THE  
FOLLOWING ACCOUNTS UNDER  
THE NAME OF BANCO SAN JUAN  
INTERNATIONAL:**

- a. xxx-x7689 – MERRILL LYNCH  
ADDRESS: #15 SECOND ST.,  
SUITE 210, GUAYNABO, PR  
00968, UP TO \$10,000,000.00;**
- b. xxx-x7059 – MERRILL LYNCH  
ADDRESS: 225 LIBERTY ST.,  
41<sup>ST</sup> FL, NEW YORK, NY 10281,  
UP TO \$5,000,000.00; AND**
- c. FEDERAL RESERVE BANK OF  
NEW YORK ACCOUNT #  
xxxx-x228-6, UP TO  
\$38,082,824.19,**

**Defendant.**

**CIVIL NO. 19-1930 (PAD)**

**CONSENT MOTION FOR VOLUNTARY DISMISSAL  
WITH PREJUDICE OF CIVIL FORFEITURE PROCEEDINGS**

TO THE HONORABLE COURT:

The United States of America respectfully moves the Honorable Court, pursuant to Rule 41(a)(2) of the Federal Rules of Civil Procedure, for an order of voluntary dismissal in the instant case. The United States further requests that said order be without the imposition of costs, expenses, or attorney's fees on any party.

Dismissal is warranted because the parties have reached agreement with respect to every issue in the above-captioned forfeiture proceeding. The parties agree that the United States will return the defendant currency to Claimant Banco San Juan Internacional, Inc. (BSJI). Specifically, within ten business days of the date the Court grants the dismissal of this action, all funds seized belonging to BSJI, in the aggregate amount of \$53,082,824.19, which includes the funds seized from Merrill Lynch and the Federal Reserve Bank of New York shall be released and returned to BSJI.

On February 4, 2020, Counsel for the United States and BSJI conferred and mutually agreed on the terms detailed above, and further agreed that the dismissal of all claims contained in the above-captioned Complaint be dismissed with prejudice.

WHEREFORE, the United States respectfully prays to the Honorable Court that the present case be dismissed, with prejudice, without the imposition of costs, expenses, or attorney's fees imposed on any party.

RESPECTFULLY SUBMITTED.

In San Juan, Puerto Rico, this 5<sup>th</sup> day of February 2020.

W. STEPHEN MULDROW  
United States Attorney

*s/*David O. Martorani-Dale

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**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to all parties.

RESPECTFULLY SUBMITTED,

In San Juan, Puerto Rico, this 5<sup>th</sup> day of February 2020.

*s/*David O. Martorani-Dale

David O. Martorani-Dale  
Assistant U.S. Attorney  
U.S.D.C.-PR 226004